

DRAFT Remediation General Permit (RGP) Flowchart:

Step 1. Determine if you are eligible to apply for the RGP. Does your facility/site fall under one of the following categories? See *Part I.A.1. of the permit and Section III of the Fact Sheet* for more information.

A. Petroleum Related Site Remediation Activities

1. Sites contaminated with **gasoline**
2. Sites contaminated with **fuel oil and other oils**
3. Sites contaminated with **mixed petroleum contaminants**

B. Non-Petroleum Site Remediation Activities

1. Sites contaminated with **Volatile Organic Compound (VOC)**
2. Sites contaminated with **mixed VOC and other contamination**
3. Sites contaminated with **heavy metals**

C. Contaminated Construction Site Dewatering

1. EPA or state **listed remediation sites**
2. Sites contaminated by “**Urban Fill**” or non-specific contamination
3. Sites with infiltration of **contaminated ground or surface water**

D. Miscellaneous Discharges

1. **Aquifer pump testing** at previously contaminated sites
2. **Well development and rehabilitation** at previously contaminated sites
3. Dewatering after **hydrostatic testing** of pipelines and tanks
4. Long-term dewatering of **contaminated sumps**
5. Non-emergency dewatering of **utility vaults and manholes**
6. Short-term testing and pilot studies for **contaminated condensates from dredging projects**

If **Yes**, facility/site falls under one of the categories, proceed to Step 2.

If **No**, facility/site does not fall under one of the categories, apply for individual permit or another general permit.

Step 2. Determine if any of your discharges would be excluded from coverage under the RGP. See *Part I.A.3. of the permit and Section IV of the Fact Sheet*.

- If **site and discharge eligible**, apply for general permit as directed in Steps 3, 4, & 5 below.

See *Part I.B of the permit and Section V of the Fact Sheet*.

- If **discharge excluded**, site owner must apply for individual permit for that discharge or entire site.

Step 3. Prior to submitting a Notice of Intent (NOI), determine if you must consult with the US Fish & Wildlife Service (FWS) and National Marine Fish Service (NMFS) regarding **Endangered Species or Essential Fish Habitat**. See *Parts I.B.4, 5, and Appendices II and VII of the permit, and Sections V.B. and C of the Fact Sheet*.

Step 4. Prior to submitting NOI, determine if you need to consult with state or federal authorities regarding **historic preservation**. See *Part I.B.6. and Appendix VII of the permit and Section V.C. of the Fact Sheet*.

Step 5. Submit NOI to EPA, New Hampshire or Massachusetts, as well as any potentially affected municipalities. *See Part I.B.8 of the permit and Section V.A.2 of the Fact Sheet.*

A. New Dischargers - Fill out and submit NOI at least **14 days** prior to discharge.

B. Discharge Activities With Existing Applications at EPA - Certify which type of permit coverage is preferred (i.e., general or individual) and whether the information contained in the application is still accurate. Submit the certification within **30 days** of effective date of RGP.

--If only minor changes have been made to the site/facility since the application was submitted, the certification may substitute for NOI.

--If significant changes have occurred, submit an updated application or NOI in addition to the certification.

C. Discharge Activities Without Existing Permit Applications at EPA - Fill out and submit NOI within **30 days** of the effective date of the permit.

D. Discharges Eligible for Coverage Under This Permit Currently Covered by an Individual Permit - Submit NOI within **180 days** of expiration of current permit.

Step 6. EPA will determine if coverage under the RGP is approvable **14 days** after the NOI received and contact the applicant with decision. *See Part I.B.10. of the permit*

Step 7. If covered, you must meet all terms and conditions of the permit, including:

A. Effluent limitations and water quality requirements. *See Part I.C., D., and E., including Appendices III and IV of the permit, as well as Sections VI and VII of the Fact Sheet.*

B. Monitoring, recordkeeping, and reporting requirements, including: **monthly** summaries of sampling and testing data (see Appendix VIII for form); records kept on site, reporting only if violation occurs or requested by EPA/State, etc. *See Part I.D and Part II of the permit and Section VIII of the Fact Sheet.*

C. Administrative requirements, including: Notification of Change, Notice of Termination, etc. *See Part I.G. of the permit and Section XI of the Fact Sheet.*

D. Standard permit conditions 40 CFR Sections 122.41 and 122.42. *See Part II of the permit and Section XII of the Fact Sheet*

Step 8. You must prepare and implement a **Best Management Practices Plan**. *See Part I.E. of the permit and Section IX of the Fact Sheet.*

A. New dischargers - New dischargers develop a BMPP before discharging. The BMPP is kept on site.

B. Existing dischargers planning to operate for fewer than 180 days - If you will discharge for fewer than 180 days from approval of coverage, you must document that BMPs are currently in place and being implemented at the time the discharge is authorized.

C. Existing dischargers planning to operate for more than 180 days - If you will discharge for more than 180 days from approval of coverage, you must develop and implement a written BMP Plan within **30 days** from receiving notification from EPA-NE that the site/facility is covered by the general permit.

D. Annual certification - All permittees submit annual certification to the State and EPA that you followed the BMP Plan during the previous calendar year and the facility is in compliance with the plan.

Visit EPA-NE's website to download the proposed permit and fact sheet. For dischargers in Massachusetts, see: <http://www.epa.gov/ne/npdes/mass.html>. For dischargers in New Hampshire, see: <http://www.epa.gov/ne/npdes/newhampshire.html>.